

MAY 25 2010

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. Serial No. : 10/510,959 Confirmation No.: 2108  
Applicant(s) : David Lovejoy *et al.*  
Filing Date : August 10, 2005  
Title : TENEURIN C-TERMINAL ASSOCIATED PEPTIDES (TCAP)  
AND METHODS AND USES THEREOF  
TC./A.U. : 1649  
Examiner : MACFARLANE, Stacey  
Docket No. : 090931-360630 (T01367-0039-US)  
Customer No. : 027155

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

## REQUEST FOR CONTINUED EXAMINATION (RCE)

Dear Commissioner:

This is filed as a request for continued examination pursuant to 37 CFR 1.114.

Please note that the prosecution of the application was closed by way of the issuance of a Final Office Action dated November 25, 2009.

The following documents are being submitted herewith:

- Transmittal Form PTO/SB/21 (1 page)
- Request for Continued Examination Transmittal (RCE) Form PTO/SB/30 (1 page)
- Petition for Extension of Time Under 37 CFR 1.136(a) Form PTO/SB/22 (1 page)
- Fee Transmittal Form PTO/SB/17 (1 page)
- Reply to the outstanding Office Action dated November 25, 2009 (10 pages)

The Commissioner is hereby authorized to charge Deposit Account No. 15-0633 in the name of McCarthy Tétrault LLP in the amount of \$960.00 to cover the three-month extension of time fee (\$555.00) and the RCE Fee (\$405.00). The Commissioner is also authorized to charge any deficiency in fees which may be required, or credit any overpayment, to this account.

*Appln. Serial No. 10/510,959*  
*RCE Dated May 25, 2010*

- 2 -

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Should the Office require more information, please contact the undersigned.

MAY 25 2010

Respectfully submitted,  
**MCCARTHY TÉTRAULT LLP**

Dated: May 25, 2010

By:

  
Anita Nador  
Registration No. 47366

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PTO/SB/30 (07-09) Approved for use through 07/31/2012. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**Request  
for  
Continued Examination (RCE)  
Transmittal**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	10/510,959
Filing Date	August 10, 2005
First Named Inventor	LOVEJOY, David
Art Unit	1649
Examiner Name	MACFARLANE, Stacey
Attorney Docket Number	090931-360630

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii.  Other \_\_\_\_\_

b.  Enclosed

i.  Amendment/Reply

iii.  Information Disclosure Statement (IDS)

ii.  Affidavit(s)/ Declaration(s)

iv.  Other \_\_\_\_\_

2. **Miscellaneous**

a.  Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b.  Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. 15-0633.

i.  RCE fee required under 37 CFR 1.17(e)

ii.  Extension of time fee (37 CFR 1.136 and 1.17)

iii.  Other \_\_\_\_\_

b.  Check in the amount of \$ \_\_\_\_\_ enclosed

c.  Payment by credit card (Form PTO-2038 enclosed)

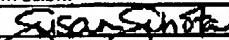
**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Signature		Date	May 25, 2010
Name (Print/Type)	Anita Nador	Registration No.	47366

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	
Name (Print/Type)	Susan Sihota - Assistant to Anita Nador

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.